IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No. 23514 of 2003

Between:

1 N. Venugopal Reddy, S/o Adisesha Reddy,
R/o. Panchayat Bus Stand,
Atmakuru Town, Nellore District.
2 S.K. Mastan, S/o. Mahaboob Saheb,
R/o L.R. Palli,
Atmakuru Town, Nellore District.
3 Md. Shahid Ahmad, S/o Abdullah,
R/o. J.R. Pet.,
Atmakuru Town, Nellore District.
4 K. Narayana Rao, S/o Jaggaiah,
Sub Inspector of Revenue Cashiers, R/o. L.R. Palli,
Atmakuru Town, Nellore District.
5 M. Ramanaiah, S/o Tirupataiah,
R/o. L.R. Palli,
Atmakuru Town, Nellore District.
6 K. Krupavathi, D/o K. Raju,
Bill Collector, R/o. Eekalavya Nagar,
Atmakuru Town, Nellore District.
7 Sk. Shajahan, S/o. Khaja Mohiddin,
R/o L.R. Palli, Atmakuru Town, Nellore District.
8 Sk. Anwar Hussain, S/o Peer Mohiddin,
R/o. J. R. Pet., Atmakuru Town, Nellore District.
9 D. Sudhakar Reddy, S/o Mastan Reddy,
R/o. Sri kolanu, A.S. Pet Mandal,
Nellore District.
10 D. Padmavathi, D/o Venku Reddy,
R/o. Tenkayathopu,
Atmakuru Town, Nellore District.
11 G. Sravan Kumar, S/o Venkataramanaiah,
R/o. Northbalija Estate,

Atmakuru Town, Nellore District.

12 K. Hazarathaiah, S/o Varadaiah Naidu,
R/o. J.R. Pet., Atmakuru Town, Nellore District.

13 K. Sharmila, D/o Ramana Reddy,
R/o. J.R.Pet., Atmakuru Town, Nellore District.

14 SK. Ameer Jan, S/o. Khajamia,
R/o. L.R.Palli, Atmakuru Town, Nellore District.

15 K. Ravindra Nath Reddy, S/o Adisesha Reddy,
R/o tenkayathopu,
Atmakuru Town, Nellore District.

16 Sk. Faheem, S/o Mohammad Saheb,
R/o West Street, Atmakuru Town, Nellore District.

17 M. Subba Rama Rao, S/o Subrahmanyam,
R/o Near Priyadarsini school,
Atmakuru Town, Nellore District.

18 Ch. Jagan Mohan Reddy, S/o Krishna Reddy,
R/o Challa Street, Atmakuru Town, Nellore District.

19 P.P.V. Prasad Reddy, S/o Krishna Reddy,
R/o thota Street, Atmakuru Town, Nellore District.

20 M. Venkatesh, S/o ramaswamy,
R/o Tenkayathopu, Atmakuru Town, Nellore District.

21 Sk. Ghouse Basha, S/o Hatel Saheb,
R/o Tekke, Atmakuru Town, Nellore District.

22 K. Srinivasulu, S/o Narayana,
R/o Revuru (Village) Anantasagaram Mandal, Nellore District.

23 M. Srinivasulu, S/o Krishna Reddy,
R/o. Patna Street, Atmakuru Town, Nellore District.

24 P. Krishna Reddy, S/o. Yandi Reddy
R/o. Anuma Samudram Village, A.S. Pet Mandal, Nellore District.

25 N. Ramachandra Reddy, S/o. Venku Reddy
R/o. Patna Street, Atmakuru Town, Nellore District.

26 P. Bhaskar Reddy, S/o. Venkata Subba Reddy
R/o. Panta Street, Atmakuru Town, Nellore District.

27 Md. Razak, S/o Ghouse Saheb,
R/o. West Street, Atmakuru Town, Nellore District.

28 M. Venkata Ramana, S/o. Mallaiah,
R/o. Hill Road, Atmakuru Town, Nellore District.

29 A. Chinanaiah, S/o. Kondaiah
R/o. Peerlachavadi, Atmakuru Town, Nellore District.

30 Sk. Habibulla, S/o. Mastan Saheb,
R/o. J.R. Pet, Atmakuru Town, Nellore District.

31 A.M. Kondaiah, S/o. Kondaiah,
R/o. Peerlachavadi, Atmakuru Town, Nellore District.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Rep. by its Secretary,
Department of Co-operation, Secretariat Buildings,
Hyderabad.

2 The Registrar of Co-Operative Societies, cum-Principle Secretary,
Public Enterprises Department, Department of Public Enterprises

Department, Department of Public Enterprises, Secretariat Buildings,

Hyderabad.

3 The District Collector, Nellore, Nellore District.
4 The Southern Power Distribution Company of A.P.Ltd., rep. by its

Managing Director, D.No.19-03-13(M), Upstairs, Renigunta Road,

Tirupati, Chittoor District.
5 Sri K. Ramanaiah, Liquidator, The Atmakur Rural Electric Co-Opera.

Soc. Ltd., Atmakur, Nellore District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th Respondent in not absorbing the Petitioners into its service as unreasonable and arbitrary apart from being discrimination, thus violative of the Fundamental rights guaranteed to us under Articles 14, 16(1) and 21 of the Constitution of India and also to declare the action of the 5th Respondent in insisting upon submitting options for Voluntary Retirement and threatening to terminate the services of the petitioners with one month notice or one month salary as arbitrary, illegal, high handed and consequentially direct the 4th respondent to absorb the petitioners into service.

Counsel for the Petitioners : Mr.M.RAVINDRANATH REDDY

Counsel for Respondents 1 to 3 : THE ADVOCATE GENERAL

Counsel for the Respondent No.4 : Mr.S.RAVINDRANATH

The Court made the following :

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ORDER

The learned counsel for petitioners submits that he has been instructed by their clients to withdraw the writ petition. To the said effect, learned counsel for petitioners addressed a letter dated 5.8.2004 to the Registrar (Judicial) of this Court.

The writ petition is accordingly dismissed as withdrawn. There shall be no order as to costs.

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V.ESWARAIAH, J

NOTE: Issue C.C. in (3) days.

B/o

DA

To

1 The Secretary, Government of Andhra Pradesh,
Department of Co-operation, Secretariat Buildings, Hyderabad.
2 The Registrar of Co-operative Societies-cum-Principal Secretary,

Public Enterprises Department, Department of
Public Enterprises, Secretariat Buildings, Hyderabad.
3 The District Collector, Nellore, Nellore District.
4 The Managing Director, Southern Power Distribution Company of

Andhra Pradesh Ltd., D.No.19-03-13(M), Upstairs,

Renigunta Road, Tirupati, Chittoor District.
5 Two CCs to the Advocate General, High Court of A.P., Hyderabad.

6 Two CD copies.